

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In Re: ASBESTOS PRODUCTS	:	
LIABILITY LITIGATION (NO. VI)	:	Civil Action No.
	:	MDL 875
This Document Relates Only to the	:	
Cases Identified on the Attached List	:	
(Exhibit A)	:	

ORDER

AND NOW, this 12th day of October, 2011, following upon the recorded telephone conference with counsel on October 12, 2011 and given the representations made by CVLO counsel on the call, it is hereby **ORDERED** that plaintiffs' counsel shall submit to the defendants and to the court a list of viable defendants who they have stated that they are unlikely to voluntarily dismiss in the cases listed in the CVLO-1 and 2 and CVLO-3 case groups no later than **Friday, October 21, 2011**.

BY THE COURT:

/s/ David R. Strawbridge USMJ
DAVID R. STRAWBRIDGE
UNITED STATES MAGISTRATE JUDGE

EXHIBIT A

CVLO-1/2

NO	LAST	FIRST	STATE	DISTRICT	PA-ED CASE	ORIGINAL SCHEDULING GROUP
1	ABERLE	GLENN	IL	CENTRAL	08-CV-91650	CVLO-1
2	ANUSZKIEWICZ	ROMAN	IN	NORTHERN	08-CV-90938	CVLO-1
3	BAULT	CHARLES	IL	CENTRAL	08-CV-91663	CVLO-1
4	BEENEY	DONALD	IL	CENTRAL	08-CV-91728	CVLO-1
5	BENNETT	BOB	IL	CENTRAL	08-CV-91585	CVLO-1
6	BLACK	JOHN	IL	CENTRAL	10-CV-68110	CVLO-1
7	BODINE	RICHARD	IL	CENTRAL	08-CV-92055	CVLO-1
8	BROWNLIE	THEODORE	IL	CENTRAL	08-CV-91954	CVLO-1
9	BUGG	WILLIAM	IL	CENTRAL	08-CV-91729	CVLO-1
10	CENTERS	ALBERT	IL	NORTHERN	08-CV-90268	CVLO-1
11	COHEN	RONALD	IN	SOUTHERN	09-CV-64755	CVLO-1
12	CUMMINGS	RONALD	IN	SOUTHERN	10-CV-68902	CVLO-1
13	DETERS	CLETUS	IL	SOUTHERN	10-CV-64585	CVLO-1
14	DODD	CARL	IL	CENTRAL	08-CV-91578	CVLO-1
15	DOVER	JACKIE	IL	CENTRAL	10-CV-68127	CVLO-1
16	DUAL	MONTE	IL	CENTRAL	08-CV-92314	CVLO-1
17	FRAMPTON	KENNETH	IL	CENTRAL	08-CV-92160	CVLO-1
18	GAINES	JAMES	IL	CENTRAL	08-CV-92305	CVLO-1
19	GARD	ROBERT	IN	NORTHERN	10-CV-67613	CVLO-1
20	GIULIANO	WILLIAM	IN	SOUTHERN	09-CV-64609	CVLO-1
21	GRAVES	WILLIAM	IL	CENTRAL	08-CV-92120	CVLO-1
22	GRIER	JOHN	IL	CENTRAL	08-CV-91687	CVLO-1
23	HARRIS	ROBERT	IL	CENTRAL	08-CV-91589	CVLO-1
24	HART	ANDREW	IL	CENTRAL	08-CV-91674	CVLO-1
25	HATFIELD	BOBBY	IL	CENTRAL	08-CV-92147	CVLO-1
26	HENNEY	JEAN	IN	SOUTHERN	09-CV-64629	CVLO-1
27	HULMES	DARRELL	IL	CENTRAL	08-CV-92135	CVLO-1
28	HUTCHINSON	JACK	IL	CENTRAL	08-CV-92157	CVLO-1
29	IRONS	GARY	IL	CENTRAL	10-CV-68130	CVLO-1
30	JOHNSON	RICHARD	IL	CENTRAL	08-CV-92122	CVLO-1
31	KRUSE	PATRICK	IL	CENTRAL	08-CV-91867	CVLO-1
32	LISTON	FRANK	IL	SOUTHERN	11-CV-66749	CVLO-1
33	MARESCA	JOSEPH	IL	NORTHERN	08-CV-90328	CVLO-1
34	MARTIN	DAVID	IL	CENTRAL	10-CV-61109	CVLO-1
35	MATHENEY	ROY	IL	CENTRAL	08-CV-91955	CVLO-1
36	MAULDING	DUANE	IL	CENTRAL	08-CV-92113	CVLO-1
37	MEISCHNER	GISELA	IL	CENTRAL	08-CV-92192	CVLO-1
38	MEISCHNER	RICHARD	IL	CENTRAL	09-CV-60648	CVLO-1
39	MORR	LEE	IL	CENTRAL	08-CV-92152	CVLO-1
40	NALL	CLYDE	IL	NORTHERN	08-CV-90084	CVLO-1
41	NELMS	KENNETH	IL	CENTRAL	08-CV-91666	CVLO-1
42	NICHOLS	GERALD	IL	CENTRAL	10-CV-68097	CVLO-1
43	O'KEEFE	ROBERT	IL	CENTRAL	08-CV-92210	CVLO-1
44	PITTMAN	FRANK	IL	SOUTHERN	08-CV-89441	CVLO-1
45	PLUE	RICHARD	IL	CENTRAL	10-CV-68073	CVLO-1
46	PRATHER	JAMES	IL	NORTHERN	08-CV-89745	CVLO-1
47	REINOEHL	DONALD	IL	SOUTHERN	08-CV-89460	CVLO-1
48	RIGGS	IRVING	IL	CENTRAL	08-CV-91762	CVLO-1
49	SAMS	PHILLIP	IN	SOUTHERN	08-CV-88575	CVLO-1
50	SCHURTZ	MICHAEL	IL	CENTRAL	08-CV-91742	CVLO-1
51	SMITH	ORVILLE	IL	CENTRAL	10-CV-68104	CVLO-1
52	SMITH	RONALD	IL	Northern Dist	08-CV-90287	CVLO-1
53	SPANGLER	HERBERT	IL	CENTRAL	08-CV-91882	CVLO-1
54	STARHA	WILLIAM	IN	SOUTHERN	09-CV-64725	CVLO-1
55	TAYLOR	JAMES	IL	CENTRAL	08-CV-91881	CVLO-1
56	THOMAS	GLENDEL	IL	CENTRAL	08-CV-92206	CVLO-1
57	TOVEY	ROBERT	IL	CENTRAL	08-CV-92133	CVLO-1
58	UNZICKER	LEONARD	IL	SOUTHERN	11-CV-66288	CVLO-1
59	WALKER	CLARENCE	IL	CENTRAL	08-CV-92136	CVLO-1
60	WARE	WILLIAM	IL	CENTRAL	08-CV-92159	CVLO-1

61	WEBER	DANIEL	IL	CENTRAL	08-CV-92132	CVLO-1
62	WIKER	PHILIP	IL	CENTRAL	08-CV-92207	CVLO-1
63	WILSON	MERLE	IL	CENTRAL	08-CV-91879	CVLO-1
64	WINSLOW	TERRY	IL	CENTRAL	08-CV-92114	CVLO-1
65	ALLEN	GARY	IL	NORTHERN	10-CV-67536	CVLO-2
66	ALMEDA	TRINI	IL	CENTRAL	08-CV-91698	CVLO-2
67	ARSENEAULT	CLOVIS	IN	NORTHERN	10-CV-67621	CVLO-2
68	BEY	GEORGE	IL	NORTHERN	08-CV-89979	CVLO-2
69	BEYER	HAROLD	IL	CENTRAL	08-CV-91894	CVLO-2
70	BRANT	HAROLD	IN	NORTHERN	10-CV-67723	CVLO-2
71	BRYAN	WILLIAM	IL	NORTHERN	08-CV-89866	CVLO-2
72	BUCHANAN	HOWARD	IL	CENTRAL	08-CV-92038	CVLO-2
73	CARLSON	NEIL	IL	NORTHERN	10-CV-67533	CVLO-2
74	CARLSON	ROBERT	IL	NORTHERN	08-CV-89945	CVLO-2
75	CARMICHAEL	JAMES	IL	NORTHERN	10-CV-67545	CVLO-2
76	CARNEGIE	JOHN	IL	NORTHERN	08-CV-89958	CVLO-2
77	D'AMICO	CARMEN	IL	NORTHERN	10-CV-67534	CVLO-2
78	DANIELS	JIMMIE	IL	CENTRAL	08-CV-92259	CVLO-2
79	DE WITT	ELSIE	IL	NORTHERN	08-CV-90189	CVLO-2
80	ENGELMAN	PATRICK	IL	NORTHERN	09-CV-60939	CVLO-2
81	FERGUSON	JAMES	IL	NORTHERN	08-CV-90234	CVLO-2
82	FERRELL	PAUL	IL	NORTHERN	08-CV-89885	CVLO-2
83	FRANKENBERGER	HOWARD	IN	NORTHERN	09-CV-61717	CVLO-2
84	GADDY	BOB	IL	NORTHERN	08-CV-90106	CVLO-2
85	GEHRKE	DAVID	IL	NORTHERN	10-CV-67444	CVLO-2
86	GRANGER	ELMER	IL	NORTHERN	09-CV-60953	CVLO-2
87	HOLLINS	WILLIE	IL/IN	NORTHERN	08-CV-90201	CVLO-2
88	JACKSON	ROBERT	IL	NORTHERN	10-CV-67541	CVLO-2
89	KELLEY	HOWARD	IL	NORTHERN	10-CV-67555	CVLO-2
90	MALONE	CLIFFORD	IL	CENTRAL	10-CV-68124	CVLO-2
91	MCCULLUM	ROOSEVELT	IL	NORTHERN	08-CV-89883	CVLO-2
92	MENOZZI	EUGENE	IL	NORTHERN	08-CV-89865	CVLO-2
93	MOFFETT	GEORGE	IL	NORTHERN	08-CV-89973	CVLO-2
94	NORBERG	EARL	IL	NORTHERN	08-CV-90264	CVLO-2
95	PRAY	FRANKIE	IL	CENTRAL	08-CV-91884	CVLO-2
96	RICHARDSON	ELEANORE	IL	NORTHERN	10-CV-67553	CVLO-2
97	RUESKEN	LOUIS	IN	NORTHERN	09-CV-61820	CVLO-2
98	RYAN	MICHAEL	IL	NORTHERN	08-CV-90172	CVLO-2
99	RYAN	MICHAEL	IL	NORTHERN	11-CV-66747	CVLO-2
100	SCOTT	THOMAS	IL	NORTHERN	08-CV-91314	CVLO-2
101	SHELBY	QUINCY	IL	NORTHERN	08-CV-90057	CVLO-2
102	SMITH	RUSSELL	IL	CENTRAL	10-CV-68123	CVLO-2
103	SWANGO	JAMES	IL	NORTHERN	08-CV-90101	CVLO-2
104	WHITE	SHIRLEY	IL	NORTHERN	08-CV-90171	CVLO-2
105	WILSON	IRVIN	IL	NORTHERN	08-CV-90339	CVLO-2
106	WRIGHT	JOSEPH	IL	NORTHERN	08-CV-90161	CVLO-2

CVLO-3¹

Last Name	First Name	ED-PA Case #
Ahnert	Daniel	10-CV-67443
Andris	Arthur	10-CV-67885
Arendt	Anthony	09-CV-91900
Baumann	Eugene	11-CV-63517
Bevers	David	09-CV-61321
Binder	Robert	10-CV-67817
Burkee	James	10-CV-83247
Cadotte	Joseph	10-CV-64680
Childs	Earl	08-CV-91089
Collins	Arthur	10-CV-64567
Connell	Daniel	09-CV-60552
Deis	John	08-CV-88675
Dowell	Charles	08-CV-91356
Doyle	James	08-CV-89845
Ferrara	Michael	11-CV-63906
Haffner	Robert	08-CV-89863
Hakes	Donald	10-CV-68063
Hansen	Warren	10-CV-62038
Hass	Laverne	09-CV-60267
Hass	Laverne	09-CV-60298
Hay	Robert	09-CV-64612
Held	Donald	10-CV-67814
Jakubowski	Florian	10-CV-67831
Jenkins	Harold	08-CV-92237
Joyner	Donald	09-CV-64626
Knaebe	Gustave	10-CV-67881
Larweth	Dennis	08-CV-89914
Lawson	Carl	10-CV-69031
Lorentz	Eugene	10-CV-61348
Louis	Richard	10-CV-64606
Meagher	John	09-CV-60445
Merline	John	11-CV-63485
Michels	Ronald	10-CV-62047
Miller	Homer	09-CV-61040
Montgomery	Dane	09-CV-64739
Morris	Michael	09-CV-61495
Morris	Roy	10-CV-62062
Novak	Judy	11-CV-63909
O'Mullane	Jay	08-CV-88676
Obermeier	Sylvester	09-CV-61019
Ostrand	Russell	11-CV-63493
Parsons	Harry	10-CV-64587
Passarelli	William	08-CV-90252
Percy	Warren	10-CV-68053
Pertzborn	James	10-CV-61352
Rickey	Marvin	10-CV-61345
Schindler	Edward JH	10-CV-67753
Schmoll	Cyril	09-CV-61026
Short	Robert	10-CV-67528
Stephens	John	09-CV-64733
Subert	Richard	11-CV-63484
Suoja	Oswald	09-CV-60256
Sutherland	James	10-CV-64565
Usterbowski	Kenneth	09-CV-60266
Vander Lugt	Arthur	10-CV-67660
Vradenburg	Stanley	09-CV-62185
Waltenberg	Claude	09-CV-61499
Werner	Clement	10-CV-61908
Wilhelm	James	11-CV-63497
Willocks	Tommy	09-CV-64701
Wilson	Harold	08-CV-90732
Woods	Dale	11-CV-66277

Woods	James	09-CV-62583
Wright	Barry	08-CV-90345
Yeager	Charles	10-CV-67673
Zdency	George	08-CV-90262
Zerbel	Roger	11-CV-63506

¹ Included on the case list attached to the September 27, 2011 Case Management and Scheduling Order for CVLO-3 were six cases with no E.D. Pa. docket numbers (James Harmon, John Oliphant, Dale Olson, John Pellegrini, Leonard Spychalla, and Robert Walker). We asked plaintiffs counsel by email on September 27, 2011 why these six cases did not have ED. Pa. docket numbers. After receiving no immediate response, we entered the CVLO-3 Scheduling Order assuming that the cases would soon be assigned docket numbers. However, on October 5, 2011, defense counsel informed us by email that five of the cases may have serious procedural issues including having previously been dismissed (Dale Olson) or having never been transferred to the MDL (James Harmon, John Oliphant, John Pellegrini, and Leonard Spychalla). One case (Robert Walker) has apparently been newly transferred to the MDL but has not yet been referred to us. On October 6, 2011, plaintiffs' counsel again told us and defense counsel by email that they would investigate the status of these cases. As of today, we have not received an update from them. As a result, we have removed all six cases from the CVLO-3 case list. Counsel is informed to do the same.